

FILED VIA EFS ON OCTOBER 2, 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/840,188 Confirmation No.: 7264
Applicant : Mark L. MATHIS et al.
Filing Date : May 5, 2004
Title : Device and Method for Modifying the Shape of a Body Organ
Group Art Unit : 3731
Examiner : Tuan Van NGUYEN
Docket No. : 10057-719.201
Customer No. : 66854

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
Sir:

**TRANSMITTAL OF RESPONSE AFTER FINAL ACTION
AND REQUEST FOR THREE-MONTH EXTENSION OF TIME**

Transmitted herewith are the following documents in the above-identified application:

- (1) Amendment in Response to Final Office Action, for which no claims fee is due; and
- (2) Information Disclosure Statement.

► Request is hereby made for a three-month extension of time to file these documents, up to and including **October 21, 2008**.

- ☒ The extension fee (three months/small entity) of \$555 and the IDS fee of \$180 charged to Deposit Account No. 50-4050 are authorized via EFS. Please also deduct from or credit to said Deposit Account any other fees attendant with this matter.

Respectfully submitted,



Date: October 2, 2008

By:

Thomas Zlogar, Reg. No. 55,760

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